

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH DAKOTA
SOUTHERN DIVISION

SOUTH DAKOTA NETWORK, LLC, Plaintiff, vs. TWIN CITY FIRE INSURANCE COMPANY CO., Defendant.	Case: 16-CV-4031 NOTICE OF APPEAL
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NOW COMES the Defendant, Twin City Fire Insurance Company ("Twin City"), by its attorneys, Melanie Carpenter of Woods Fuller Shultz & Smith P.C. and Michael J. Duffy and Ashley L. Conaghan of Wilson, Elser, Moskowitz, Edelman & Dicker LLP, and for its Notice of Appeal, states as follows:

Notice is hereby given that Defendant Twin City hereby appeals pursuant to 28 U.S.C. §1292(a)(1) from the part of the order entered on September 22, 2017 denying Twin City's Motion for Summary Judgment and ordering Twin City to defend South Dakota Network LLC in the case *James Valley Cooperative Telephone Company, et. al. v. South Dakota Network, LLC, et. al.*, Case No. Civ 15-000134 in Brown County, South Dakota. (Case No. 16-cv-4031, Doc. No. 40). A copy of the September 22, 2017 Order is attached as Exhibit A.

Dated this 16th day of October, 2017.

WOODS, FULLER, SHULTZ & SMITH, PC

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CERTIFICATE OF SERVICE

I hereby certify that on this the 16th day of October, 2017, I electronically filed the foregoing Notice of Appeal with the Clerk of Court using the CM/ECF filing system which will automatically send email notification to the following:

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